

KEVIN G. HORBATIUK (KGH-4977)
RUSSO, KEANE & TONER, LLP
Attorneys for Defendant
CUNNINGHAM DUCT WORK s/h/i/a
CUNNINGHAM DUCT CLEANING CO., INC.
26 Broadway - 28th Floor
New York, New York 10004
(212) 482-0001

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
**IN RE COMBINED WORLD TRADE CENTER
AND LOWER MANHATTAN DISASTER SITE
LITIGATION**
-----X

21 MC 102 (AKH)

MIECZYSLAW ROMANIUK,

**DOCKET NO:
07 CV 05316**

Plaintiff,

-against-

**100 CHURCH, LLC, 120 BROADWAY
CONDOMINIUM (CONDO #871), 120
BROADWAY HOLDING, LLC, 120
BROADWAY PROPERTIES, LLC, 120
BROADWAY, LLC, 120 LIBERTY STREET
LLC, 4101 AUSTIN BLVD., CORPORATION
715 REALTY CORP., 90 CHURCH STREET
LIMITED PARTNERSHIP, ALAN KASMAN
DBA KASCO, AMBIENT GROUP, INC.,
AMG REALTY PARTNERS, LP., ANN TAYLOR
STORES CORPORATION, BANKERS TRUST
COMPANY, BANKERS TRUST NEW YORK
CORPORATION, BATTERY PARK CITY
AUTHORITY, BELFOR USA GROUP, INC.,
BLACKMON-MOORING-STEAMATIC
CATASTROPHE, INC. D/B/A BMS CAT, BOARD
OF MANAGERS OF THE 120 BROADWAY
CONDOMINIUM (CONDO #871), BOARD OF
MANAGERS OF THE HUSON VIEW EAST
CONDOMINIUM, BOSTON PROPERTIES, INC.,
BROOKFIELD FINANCIAL PROPERTIES, INC.,
BROOKFIELD FINANCIAL PROPERTIES, LP,
BROOKFIELD PARTNERS, LP, BROOKFIELD
PROPERTIES CORPORATION, BROOKFIELD**

**NOTICE OF
ADOPTION OF
ANSWER TO
MASTER COMPLAINT**

PROPERTIES HOLDINGS INC., BT PRIVATE
 CLIENTS CORP., CITIBANK, N.A,
 CUNNINGHAM DUCT CLEANING CO., INC.,
 DEUTSCHE BANK TRUST COMPANY,
 DEUTSCHE BANK TRUST COMPANY
 AMERICAS, DEUTSCHE BANK TRUST
 CORPORATION, ENVIROTECH CLEAN AIR, INC.,
 GPS ENVIRONMENTAL CONSULTANTS, INC., HILLMAN
 ENVIRONMENTAL GROUP, LLC., INDOOR
 AIR PROFESSIONALS, INC., INDOOR
 ENVIRONMENTAL TECHNOLOGY, INC.,
 JONES LANG LASALLE AMERICAS, INC.,
 JONES LANG LASALLE SERVICES, CO.,
 KASCO RESTORATION SERVICES CO., LAW
 ENGINEERING P.C., MERRILL LYNCH
 & CO, INC., MSDW 140 BROADWAY PROPERTY
 LLC., NEW YORK UNIVERSITY, NOMURA HOLDING
 AMERICA, INC., NOMURA SECURITIES
 INTERNATIONAL, INC., ONE WAL STREET
 HOLDINGS, LLC., R Y MANAGEMENT CO., INC.,
 RECTOR OF TRINITY CHURCH, ROYAL
 AND SUNALLIANCE INSURANCE GROUP, RY
 MANAGEMENT, SILVERSTEIN PROPERTIES, INC.,
 STRUCTURE TONE (UK), INC., STRUCTURE TONE GLOBAL
 SERVICES, INC., THAMES REALTY CO., THE BANK OF NEW
 YORK COMPANY, INC., THE BANK OF NEW YORK
 TRUST COMPANY, NA., TISHMAN INTERIORS
 CORPORATION, TOSCORP INC., TRC ENGINEERS, INC.,
 TULLY CONSTRUCTION CO., INC., TULLY INDUSTRIES, INC.,
 US GOVERNMENT WESTON SOLUTIONS, INC., WFP TOWER
 B CO. G.P. CORP., WFP TOWER B HOLDING CO., LP,
 WFP TOWER B. CO., L.P., WFP TOWER D CO. G.P. CORP.,
 WFP TOWER D HOLDING CO. I L.P., WFP TOWER D
 HOLDING CO. I L.P., WFP TOWER HOLDING CO., II L.P.,
 WFP TOWER D HOLDING I G.P., CORP., WFP TOWER
 D. CO., L.P., AND ZAR REALTY MANAGEMENT CORP., ET AL

Defendants.

.....X

PLEASE TAKE NOTICE that defendant CUNNINGHAM DUCT WORK s/h/i/a
 CUNNINGHAM DUCT CLEANING CO., INC. ("CUNNINGHAM"), by its attorneys, RUSSO,
 KEANE & TONER, LLP, as for its Response to the allegations set forth in the Complaint by

Adoption (Check-Off-Complaint) Related to the Master Complaint filed in the above referenced action, hereby adopt their Answer to Master Complaint dated, August 1, 2007, which was filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102 (AKH).

WHEREFORE, the defendant, CUNNINGHAM demands judgment dismissing the above captioned caption action as against it, together with its costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York
January 9, 2008

Kevin G. Horbatiuk
Kevin G. Horbatiuk (KGH4977)
Attorneys for Defendant
CUNNINGHAM DUCT WORK s/h/i/a
CUNNINGHAM DUCT CLEANING
CO., INC.
RUSSO, KEANE & TONER, LLP
26 Broadway, 28th Floor
New York, New York 10004
(212) 482-0001
RKT File No. 824.078

TO: CHRISTOPHER R. LaPOLA, ESQ.,
WORBY GRONER EDELMAN & NAPOLI BERN, LLP
Attorney for Plaintiff
MIECZYSLAW ROMANIUK
115 Broadway - 12th Floor
New York, New York 10006
(212) 267-3700

CERTIFICATION OF SERVICE

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 9th day of January, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,
WORBY GRONER EDELMAN & NAPOLI BERN, LLP
Attorney for Plaintiff
MIECZYSLAW ROMANIUK
115 Broadway 12th Floor
New York, New York 10006



KEVIN G. HORBATIUK